

GOVERNMENT OF ANDHRA PRADESH  
ABSTRACT

*P.S.- Agriculture Department – Sri P.Venkateswarlu, Sr. Assistant office of the Assistant Director of Agriculture, Garla, Khammam – Penalty of Dismissal from Service imposed by the Commissioner & Director of Agriculture, Hyderabad – Penalty Reviewed – Orders issued :*

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**AGRICULTURE AND COOPERATION (VIG.I)DEPARTMENT**

**G.O.Rt.No: 738**

**Dated:25/6/2009**

**Read the following:**

- 1)Proceedings No: Vig.i(2)/78/2000, Dated: 1.8.2002,  
The Commissioner and Director of Agriculture, Hyderabad .**
- 2)Judgement in W.P.No: 21510/2004, Dated: 18.2.2008 of  
Hon'ble High Court, Andhra Pradesh, Hyderabad.**
- 3)Representation Dated: Nil, received from Shri P.Venkateswarlu,  
Sr.Assistant (Dismissed),Office of the Assistant Director of  
Agriculture, Garla, Khammam.**
- 4)Lr.No.Vig.III(1)199/08,Dt:20.09.08, The Commissioner & Director  
of Agriculture, Hyderabad.**

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**ORDER:**

*In the reference 1<sup>st</sup> read above, the Commissioner and Director of Agriculture, Hyderabad imposed a penalty of dismissal from service against Shri P.Venkateswarlu, Former Sr.Assistant , office of the Assistant Director of Agriculture, Galrla, Khammam, for the irregularities reported by the Audit party were proved in regular Inquiry . Aggrieved by the penalty, the individual has filed a petition in Hon'ble Tribunal against the dismissal orders, and has also filed a representation in Government against the penalty orders and requested to set aside the penalty. Since the individual has filed O.A.No: 7614/2002 in the Hon'ble Tribunal, Government rejected his representation since the O.A. was pending in the Hon'ble Tribunal. Later, judgment was delivered by the Hon'ble Tribunal which uphold the orders of the dismal imposed by the Commissioner &Director of Agriculture., Hyderabad. Shri P. Venkatewarlu has filed W.P.No: 21510/2004 in Hon'ble High court, and pleaded that he preferred O.A. NO:7614/2002 before Hon'ble Tribunal directly instead of availing the opportunity of filing appeal in Government, and that orders issued by Hon'ble Tribunal made him unable to file the appeal in Government. Therefore he has requested the Hon'ble High Court to set aside the Tribunal orders. Accordingly, vide the reference 2<sup>nd</sup> cited, Hon'ble High Court have set aside the Tribunal orders dated: 14.09.2004.*

**2. Shri P.Venkateswarlu , Sr.Assistant, office of the Assistant Director of Agriculture., Garla, Khammam has filed a representation in Government. Regarding to charge of Stationary items, he has stated that an amount of Rs. 10,583/- was taken back from the firm concerned which had not supplied the stock ordered by the Assistant Director of Agriculture., whereas with out taking this fact into notice, an amount of Rs. 18,101/- was recovered from his 3 months salary Rs. 21,627/- without his knowledge and Aquitainece , by the authorities . About the audit paras III&IV, he has stated that he has not collected any amount from any one of the office staff . Against the audit para VII, he has contended that since the vouchers were not submitted by the Agricultural officers concerned, , D.C.bills could not be submitted to the higher authorities by him . Hence the Agricultural Officers concerned should have to be held responsible for not submitting the vouchers in time, but he was found fault for their lapses. He has further contended that when certain audit paras were dropped, he is not liable for such severe punishment of dismissal**

**(P.T.O)**

**from service. He has therefore requested the Government to set aside the penalty of dismissal imposed by the Commissioner &Director of Agriculture., Hyderabad.**

**3. The Commissioner &Director of Agriculture., Hyd. vide the reference 4<sup>th</sup> read above, has submitted a report to Government , and has requested to issue necessary orders in the case in the light of the orders issued by Hon'ble High Court.**

**4. Government have carefully examined the matter, with the records available and the report submitted by the Commissioner &Director of Agriculture., Hyderabad and observed that out of 8 charges framed against the individual, charges III & IV do not pertain to Governmental transactions, and of the remaining 6 audit paras, only 3 paras viz.1,2,7 were proved against the individual- Of these three charges, under charge I, an amount of Rs. 18,101/- was already recovered from him; the Charge 2 which relates to non-remittance of kargil fund of Rs. 1130/- stated to have been collected by the individual from an Agricultural officer, is pending for non-recovery of this amount; and that charge VII deals with non- maintenance of cash book, which the Sr. Assistant has admitted. Keeping in view of the above facts, Government have observed that the amount relating to Charge I is already recovered, and the context of the charges 2 & 3 do not warrant dismissal , and that the Senior Assistant has already retired from Government service after a service of over 35 years. Therefore, it is considered to take a lenient view , and to modify the penalty of dismissal from service imposed against him by the Commissioner &Director of Agriculture., Hyderabad to a penalty of 15 % pension cut for 3 years, besides recovery of Rs. 1130/- relating to Charge II, from the individual.**

**5. In view of the above, Government here by modify the penalty of dismissal from service imposed against Shri P. Venkateswarlu, Sr. Assistant, office of the Assistant Director of Agriculture., Garla, Khammam to a penalty of 15 % pension cut for a period of 3 years, besides recovery of Rs. 1130/- from him.**

**6. The Commissioner & Director of Agriculture., Hyderabad is therefore requested to take necessary further action in the matter accordingly.**

**(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)**

**RACHEL CHATTERJEE  
PRINCIPAL SECRETARY TO GOVERNMENT**

**To**

**Shri P. Venkateswarlu, Sr. Assistant, Office of  
the Assistant Director of Agriculture., Garla, Khammam  
(through the Commissioner &Director of Agriculture., Hyderabad)  
The Commissioner and Director of Agriculture, Hyderabad.  
The Andhra Pradesh Vigilance Commission, Hyderabad.  
SF/SC.**

**//FORWARDED :: BY ORDER//**

**SECTION OFFICER**